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13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 IN RE TESLA, INC. SECURITIES  
16 LITIGATION

Case No.: 3:18-cv-04865-EMC

**NOTICE OF VOLUNTARY  
DISMISSAL**

18 Judge: The Honorable Edward M. Chen

19 Date Action Filed: August 10, 2018  
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PLEASE TAKE NOTICE that plaintiff Joshua Horwitz hereby voluntarily dismisses his claims without prejudice to his ability to participate in this consolidated action as an absent class member. Mr. Horwitz's counsel, Shawn A. Williams and David C. Walton of Robbins Geller Rudman & Dowd LLP and Frank J. Johnson of Johnson Fistel, LLP, are also concurrently filing a Notice of Request for Withdrawal of Counsel in this action.<sup>i</sup> The class's interests will continue to be represented by Levi & Korsinsky, LLP, Court-appointed Lead Counsel.

Respectfully submitted,

Dated: January 18, 2019

JOHNSON FISTEL, LLP  
FRANK J. JOHNSON

By: /s/ Frank J. Johnson

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<sup>i</sup> *Horwitz v. Tesla, Inc., et al.*, 3:18-cv-05258-EMC was consolidated per the Court's order dated November 27, 2018.